

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/801,925	03/15/2004	Gary M. Gunderson	044182 308762

Pillsbury Winthrop LLP
Intellectual Property Group
Suite 200
11682 El Camino Real
San Diego, CA 92130-2092

CONFIRMATION NO. 2327
FORMALITIES LETTER



OC000000012847572

Date Mailed: 06/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/30/2004 HLE333 00000109 502212 10801925

01 FC:2001 385.00 DA
02 FC:2051 65.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 3.

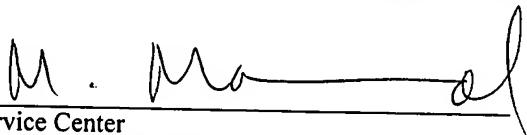
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

A handwritten signature consisting of a stylized 'M', a 'W', and a 'J'.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Certificate of Mailing

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 27, 2004.

By: Kim A. Cabello
Kim A. Cabello

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)
For Design, Provisional, or Utility Applications

PATENT
APPLICATION

COMPLETION Under
Rule 53(f)

In re PATENT APPLICATION of
Inventor(s): Gary M. Gunderson

Appln. No.: 10

Series Code ↑

801,925

Serial No. ↑

Atty.Dkt.

044182

C-M

308762

Client Ref

Filed: March 15, 2004

Title: SYSTEM AND METHOD OF PLANAR POSITIONING

Attn: Application Division

Mail Stop Missing Parts
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Date: July 27, 2004

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** copy attached not yet received
2. Signed Declaration attached. Original Facsimile/Copy

(Always "X" box 2 if filling signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or

"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

2A. Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.

2B. The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

3. Specification originally filed in non-English language; hence verified translation attached of:
a. Abstract
b. # pages of Specification(only spec. & claims)
c. Drawing(s) No of Sheets
 Fig(s). _____

4. Letter filing formal drawing attached.

5. Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. DOMESTIC/INTERNATIONAL priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/454,559	March 14, 2003	(2)	
(3)		(4)	

7. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in _____

8.

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	

9. _____ (No.) Certified copy (copies): attached; previously filed (date) _____ filed on _____ in U.S. Application No. / _____

10. Small Entity Status is Not claimed is claimed (file PAT-256 if this is the first claim of Small Entity Status)

11. Return Postcard

Attached:

12. Please see the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY CHANGED BY PRELIMINARY AMENDMENT PER ITEM 12 ABOVE

			Large/Small Entity		Fee Code
13. Basic Filing Fee	Design Application		\$340/\$170		1002/2002
	Not Design Application		\$770/\$385	+385	1001/2001
14. Total Effective Claims	17	minus 20 =	0	x \$18/\$9	+0
15. Independent Claims	2	minus 3 =	0	x \$86/\$43	+0
16. If <u>any</u> proper multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)			\$290/\$145	+0	1203/2203
17. Surcharge for filing Declaration/filing fee late			\$130/\$65	+65	1051/2051
18.			FILING FEE =	\$450	
19. Original due date:	August 2, 2004				
20. Petition is hereby made to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached		(1 mo)	\$110/\$55 =	+0	1251/2251
		(2mos)	\$420/\$210 =		1252/2252
		(3mos)	\$950/\$475 =		1253/2253
		(4mos)	\$1,480/\$740 =		1254/2254
		(5mos)	\$2,010/\$1,005 =		1255/2255
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee			\$130	+0	1053
22. If "assignment" box 5 is X'd, add recording fee.			\$40	+40	8021
23. Petition Fee for			\$130	+0	1808
24.			TOTAL FEE =	\$490	
				PLEASE CHARGE OUR DEP. ACCT.	

Our Deposit Account No. 50-2212

Our Order No. 044182

308762

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

11682 El Camino Real
Suite 200
San Diego, CA 92130-2092
Tel: (619) 234-5000
Atty/Sec: VJC/kac

By Atty: Victor J. Castellucci Reg. No. 43,535
Sig: *Victor J. Castellucci* Fax: (858) 509-4010
Tel: (858) 509-4007

NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT & TRADEMARK APPLICATION of

Inventor(s): Gary M. Gunderson

Appln. No.: 10

801,925

Series Code ↑

Serial No. ↑

Filed: March 15, 2004

Group Art Unit/TC: Unknown

Examiner: Unknown

Atty. Dkt. P 044182

M#

308762

Client Ref

Certificate of Mailing

Title: SYSTEM AND METHOD OF PLANAR PROCESSING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: July 27, 2004

By: KA Cabello
Kim A. Cabello

July 27, 2004

FILING OF FORMAL DRAWING(S)

Hon. Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

1. Please accept the herewith 4 sheet(s)
2. of formal drawing(s) on A4 11" size paper
3. of Figure(s) 1 - 4
4. of which Figure(s) is/are black and white photographic drawings (DO NOT use this form for photographic drawings in color (see PAT-280).
5. which is/are in lieu of the informal drawing(s) filed earlier.
6. which include the corrections required/approved by the Draftsperson/Examiner in the
 Notice to File Missing Parts of or
 Notice of Allowability (PTO-37) dated June 2, 2004

NOTE

- A. PTO waived requirement for 3 sets of B/W photos June 9, 1998, 1211 0G 34;
- B. PTO waived requirement for petition and petition fee for B/W photos August 4, 1998, 1213 0G 108.
- C. Petition and fee are still required for photographs which are in color. See Rule 84(a)(2).

A,B,C were confirmed in 9/8/00 Rule 84 changes

EXTENSIONS NOT AVAILABLE Re NOTICES OF ALLOWABILITY ISSUED ON/AFTER 11/7/00

		Large/Small Entity	Fee Code
7. Original due date: August 2, 2004	<input type="checkbox"/> NONE		
8. Petition is hereby made to extend the original due date to cover The date this response is filed for which the requisite fee is charged	(1 mo) (2 mos) (3 mos)	\$110/\$55 = \$410/\$205 = \$930/\$465 =	115/215 116/216 117/217
9.		TOTAL FEE	\$0
(Our Deposit Account No. 50-2212) (Our Order No. 044182)	308762	PLEASE CHARGE OUR DEP. ACCT.	

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

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Sig: Victor J. Castellucci Fax: (858) 509-4010
Tel: (858) 509-4007

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